

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

SEP 22 2023

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

PATAGONIA AREA RESOURCE
ALLIANCE; et al.,

Plaintiffs-Appellants,

v.

UNITED STATES FOREST SERVICE;
KERWIN S. DEWBERRY, Forest
Supervisor, Coronado National Forest,

Defendants-Appellees,

and

ARIZONA STANDARD LLC; SOUTH32
HERMOSA, INC., AKA Arizona Minerals,
Inc.,

Intervenor-Defendants-
Appellees.

No. 23-16167

D.C. No. 4:23-cv-00280-JGZ
District of Arizona, Tucson

ORDER

Before: LEE and VANDYKE, Circuit Judges.

The motion for leave to file a reply in excess of the word limit (Docket Entry No. 15) is granted.

The motion for injunctive relief (Docket Entry No. 7) is denied. *See Feldman v. Ariz. Sec’y of State*, 843 F.3d 366, 367 (9th Cir. 2016) (“The standard for evaluating an injunction pending appeal is similar to that employed by district

courts in deciding whether to grant a preliminary injunction.”); *see also Winter v. Natural Res. Def. Council, Inc.*, 555 U.S. 7, 20 (2008) (defining standard for preliminary injunction in district court).

The existing briefing schedule remains in effect.